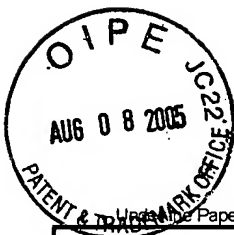


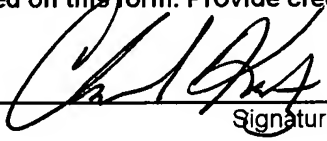
01 FC:1453 1500.00 DA



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STATEMENT: The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

 August 2, 2005
Signature Date

Charles B. Katz 36,564
Typed or printed name Registration Number, if applicable

Thermo Electron Corporation, 355 River Oaks Parkway 408-965-6014
Address Telephone Number

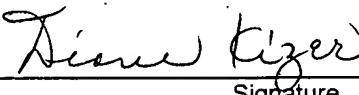
San Jose, CA 95134
Address

Enclosures: ☒ Fee Payment
☒ Additional sheets containing statements establishing unintentional delay
☐ Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☒ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.
- ☐ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

August 3, 2005 
Date Signature

Diane Kizer
Typed or printed name of person signing certificate



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John E. P. Syka

Confirmation No.: 6074

Serial No.: 10/764,435

Group Art Unit: 2881

Filing Date: January 23, 2004

Examiner: Gurzo, Paul M.

Title: Confining Positive and Negative Ions with Fast Oscillating Electric Potentials

**STATEMENT IN SUPPORT OF PETITION FOR REVIVAL OF AN APPLICATION
FOR FAILURE TO NOTIFY THE OFFICE OF A FOREIGN OR
INTERNATIONAL FILING (37 C.F.R. §1.137(f))**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In support of the Petition to Revive Under §1.137(f) filed herewith, the undersigned states as follows:

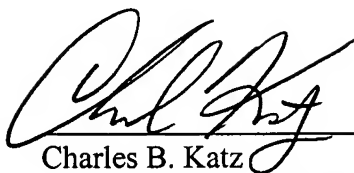
1. On January 21, 2005, I filed a patent application under the Patent Cooperation Treaty (PCT) that was based on and claimed priority from the above-referenced U.S. patent application. The PCT application was accorded International application number PCT/US2005/001846 and an international filing date of January 21, 2005.
2. At the time of filing the aforementioned PCT application, I did not know that a nonpublication request had been filed in connection with the U.S. patent application, and accordingly did not file a rescission of the nonpublication request and a notification of international filing at that time.
3. I did not become aware of the nonpublication request until August 2, 2005. Immediately upon learning of the nonpublication request, I commenced preparation of the present Petition.



Attorney Docket No.: 12671-042001

Respectfully,

Date: August 2, 2005

A handwritten signature in cursive script, appearing to read "Charles B. Katz", written over a horizontal line.

Charles B. Katz
Registration No. 36,564
Tel.: 408.965.6014